(Spl. - H.C.A.S. C.D., 78-e)
FARAD CONTINUATION SHEET No.
IN THE HIGH COURT OF BOMBAY AT GOA
PANAJI – GOA
APPELLATE SIDE
WRIT PETITION NO. 422 OF 2004

Office Notes, Office Memoranda of Quorum appearances, Court's orders, or directions and Registrar's orders.	Court's or Judge's Orders.

Mr. M. Shirodkar, Advocate for the petitioner.

CORAM : B.H. MARLAPALLE, J.

DATE : OCTOBER 14, 2004.

P.C.

In Special Civil Suit No. 119/1995 which has been filed for recovery of certain bills, with interest, from defendant No.1 Bank, the plaintiff submitted an application to bring on record the sale deed executed on 8.9.1995. This application was rejected by the learned Civil Judge, Sr. Division, Panaji on two grounds, namely delay and relevancy of the document. Mr. Shirodkar, the learned Advocate for the petitioner read through the plaint of the Special Civil Suit and it is obvious that

the recovery of money is claimed against defendant No.1 Bank. The document that was sought to be brought on record has, undoubtedly, come in the existence after the cause of action arose for the special civil suit and the trial Court is right in holding that there was no relevancy of the document sought to be brought on record.

2. No interference is called for in the said order in a petition under Article 227 of the Constitution. The petition is rejected summarily.

B.H. MARLAPALLE, J.

ssm.